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PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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	Application Number	09/922,473	
TRANSMITTAL	Filing Date	August 3, 2001	
FORM	First Named Inventor	Alex Urich	
	Art Unit	3763	
ha used for all correspondence after initial filling)	Examiner Name	Laura A. Bouchelle	

Attorney Docket Number Total Number of Pages in This Submission

CTREE-72853

ENCLOSURES (Check all that apply)							
Fee Transmittal Form	Drawing(s)	After Allowance Communication to TC					
Fee Attached	Licensing-related Papers	Appeal Communication to Board of Appeals and Interferences					
Amendment / Reply	Petition	Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)					
After Final	Petition to Convert to a Provisional Application	Proprietary Information					
Affidavits/declaration(s)	Power of Attorney, Revocation Change of Correspondence Address	Status Letter					
Extension of Time Request	Terminal Disclaimer	Other Enclosure(s) (please identify below):					
Express Abandonment Request	Request for Refund	1. Return Postcard					
Information Disclosure Statement	CD, Number of CD(s) Landscape Table on CD						
Certified Copy of Priority Document(s)	Remarks						
Response to Missing Parts/ Incomplete Application							
Reply to Missing Parts under 37 CFR 1.52 or 1.53							
SIGNATU	RE OF APPLICANT, ATTORNEY, OR AGEN	ιτ					
Firm Name FULWIDER PATTON LLP							
Signature &	tack						
Printed name John K. Fitzgerald	8						
Date July 21, 2006	Reg. No.	38,881					

<u>CERTIFICATE OF TRANSMISSION/MAILING</u>

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner Jon Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature John K Fitzgerald Date July 21, 2006 Typed or printed name

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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hn K. Fitzgerald, Reg. No. 38

JUL 25 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.

09/922,473

Confirmation No. 7208

Applicant

Alex Urich

Filed

: August 3, 2001

Art Unit

: 3763

Examiner

: Laura A. Bouchelle

Title

SURGICAL FLOW RESTRICTOR AND FILTER

Docket No.:

CTREE-72853

Customer No.

: 24201

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Pursuant to the duty of disclosure set forth in 37 C.F.R. § 1.56 and the procedure set forth in 37 C.F.R. §§ 1.97 and 1.98, the Applicant submits for the Examiner's consideration the attached PTO Form PTO/SB/08A.

The undersigned hereby certifies that the cited documents were brought to the Applicant's attention in an Office Action for a pending European application which asserts priority to U.S. Serial No. 09/922,473 ("'473 application"), which Office Action was communicated on April 25, 2006, not more than three months ago.

The references cited on the Form PTO/SB/08A may not constitute prior art to the subject matter of the invention claimed in the pending application. The documents therefore are disclosed here in an abundance of caution, in light of 37 C.F.R. § 1.56.

The Applicants respectfully request that the Examiner consider this Information Disclosure Statement. As the Applicant has not received a final Office action for the '473 application, this Information Disclosure Statement is submitted pursuant to 37 C.F.R. § 1.97(c) and it is believed that no fee is due. However, in the event that this paper should cross in the mail with a final Office action, the Applicant hereby petitions the Office to consider the Information Disclosure Statement. Please charge our Deposit Account No. 06-2425 for the petition fee under 37C.F.R.§ 1.17(p)

Date: July 20, 2006

Respectfully submitted,

FULWIDER PATTON LLP

Bv

John K. Fitzgerald

Registration No. 38,881

JKF:kas

Howard Hughes Center 6060 Center Drive, Tenth Floor

Los Angeles, CA 90045 Telephone: (310) 824-5555

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Customer No. 24201

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Serial No.: 09/922,473 Docket No.: CTREE-72853

PTO/SB/08a (07-05)
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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

of

Complete if Known

Application Number 09/922,473

Filing Date August 3, 2001

First Named Inventor Alex Urich

Art Unit 3763

Examiner Name Laura A. Bouchelle

Attorney Docket Number CTREE-72853

	U.S. PATENT DOCUMENTS								
Examiner		Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant Passages or Relevant				
Initials*	No.1	Number-Kind Code 2 (4 known)	MM-DD-YYYY	Applicant of Cited Document	Figures Appear				
		US- 4,393,879	07/19/1983	Hyman T. Milgrom					
		US- 4,813,926	03/21/1989	Michael J. Kerwin					
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	FOREIGN PATENT DOCUMENTS								
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 1

Complete if Known					
Application Number	09/922,473				
Filing Date	August 3, 2001				
First Named Inventor	Alex Urich				
Art Unit	3763				
Examiner Name	Laura A. Bouchelle				
Attorney Docket Number	CTREE-72853				

	U.S. PATENT DOCUMENTS							
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Examiner Initials	Cite No.1	Number-Kind Code ^{2 (8 known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Relevant Passages or Relevant Figures Appear			
		US- 4,393,879	07/19/1983	Hyman T. Milgrom				
		US- 4,813,926	03/21/1989	Michael J. Kerwin				
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	FOREIGN PATENT DOCUMENTS								
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Signature	Considered	4

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